

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

Ramon Aragon, *et al.*,

Defendants.

UNITED STATES DISTRICT COURT

02 JUN -6 PM 3:15

69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM
Section 3: Rio Nutrias, Rio Cebolla
& Canjilon Creek

MOTION TO JOIN ADDITIONAL PARTIES DEFENDANT


COMES NOW the plaintiff, State of New Mexico, *ex rel.* State Engineer ("State"), by and through his attorneys, and respectfully requests the Court to join as additional parties defendant the persons named below and order them to answer the State's Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against them. In support of this motion, the State asserts:

1. The persons listed in Exhibit A attached hereto are diverting and using or may claim the right to divert and use surface or underground waters within the Rio Chama Basin. These waters belong to the public and are subject to appropriation in accordance with the laws of the state. This Court has exclusive jurisdiction to adjudicate all claims to the right to divert, store, or use public waters in the Rio Chama Basin.
2. The persons listed in Exhibit A are in Section 3 of the Rio Chama Basin, and may be diverting and using water associated with the subfile numbers listed, or may otherwise be using water

associated with the subfile numbers listed, or may otherwise be using and diverting surface or underground waters within Section 3 of the Rio Chama Basin.

DATED June 6, 2002

Respectfully submitted,


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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion to Join Additional Parties Defendant was mailed to the following persons on June 6, 2002.


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EXHIBIT A

<u>DEFENDANT</u>	<u>SUBFILE NO.</u>	<u>ADDRESS</u>
Mike Soberanez	CHCJ-003-0016	P.O. Box 592, Canjilon, NM 87515
Angelina G. Martinez	CHCJ-004-0033	1937 N. 7 th St., Colorado Springs, CO 80907
Lina Cordova	CHCJ-003-0066	P.O. Box 552, Canjilon, NM 87515
Demecia Valdez	CHCJ-003-0066	P.O. Box 552, Canjilon, NM 87515
Gregorio Valdez	CHCJ-003-0066	P.O. Box 552, Canjilon, NM 87515
Joseph S. Valdez	CHCJ-003-0066	P.O. Box 552, Canjilon, NM 87515
Felima Viarreal	CHCJ-003-0066	P.O. Box 552, Canjilon, NM 87515
Luis Torres	CHCJ-002-0042	P.O. Box 901, Santa Cruz, NM 87567
Miguel Gonzales	CHCJ-003-0081; CHCJ-004-0055	P.O. Box 58, Abiquiu, NM 87510